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7  
8 UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 F.G. CROSTHWAITE, et al.

11 Plaintiffs,

12 v.

13 FREMONT PAVING COMPANY, INC., a  
California Corporation, et al.,

14 Defendants.  
15

Case No.: C11-4417-JSW

**PLAINTIFFS' CASE MANAGEMENT  
CONFERENCE STATEMENT and  
REQUEST TO CONTINUE CASE  
MANAGEMENT CONFERENCE;  
[PROPOSED] ORDER THEREON**

Date: December 16, 2011

Time: 1:30 p.m.

Ctrm: 11, 19<sup>th</sup> Floor

Judge: Honorable Jeffrey S. White

17 Plaintiffs herein respectfully submit their Case Management Statement, requesting that the  
18 Case Management Conference, currently on calendar for December 16, 2011, be continued for  
19 approximately 60 – 90 days.

20 1. As the Court's records will reflect, this action was filed on September 6, 2011, to  
21 compel Defendants to comply with their Collective Bargaining Agreement.

22 2. As the Court's records will further reflect, service of process on Defendants was  
23 effectuated as follows: Fremont Paving Company and Ellen Marie Lebon were served on  
24 September 12, 2011; Donald Allen Lebon was served on September 14, 2011; Joseph James  
25 Lebon was served on October 7, 2011. Proofs of Service of Summons were filed with the Court  
26 on October 4, 2011 (Dkt. #9) and October 7, 2011 (Dkt. #11).


27 3. Since then, the parties have been in contact. Robert E. Carey, Jr., of Carey & Carey  
28 Law Corporation advised Plaintiffs' counsel that he was retained to represent the Defendants in

11           5.       There are no issues that need to be addressed at the currently scheduled Case  
12 Management Conference. In the interest of conserving costs as well as the Court's time and  
13 resources, Plaintiffs respectfully request that the Case Management Conference, currently  
14 scheduled for December 16, 2011, be continued for 60-90 days to allow time for Defendants to file  
15 their Answer.

**SALTZMAN & JOHNSON  
LAW CORPORATION**

20 IT IS SO ORDERED.

21           Based on the foregoing, and GOOD CAUSE APPEARING, the currently set Case  
22 Management Conference is hereby continued to April 6, 2012 at 1:30 p.m.. All related  
23 deadlines are extended accordingly.

  
THE HONORABLE JEFFREY S. WHITE  
UNITED STATES DISTRICT COURT JUDGE